



# Chesterfield County, Virginia

## Department of Planning

9800 Government Center Parkway – P.O. Box 40 – Chesterfield, VA 23832-0040

Phone: (804) 748-1050 – Fax: (804) 717-6295 – Internet: chesterfield.gov

### SITE IMPROVEMENTS PERFORMANCE BOND

KNOW ALL MEN BY THESE PRESENTS, that we, \_\_\_\_\_  
(Name of Company/Owner)  
("Principal"), and \_\_\_\_\_  
(Name of Bonding Company) a corporation duly authorized as a Surety Company to transact business in the Commonwealth of Virginia ("Surety"), are held and firmly bound unto the County of Chesterfield, Virginia, a political subdivision of the Commonwealth of Virginia ("County"), as Obligee, in the sum of \_\_\_\_\_ Dollars (\$\_\_\_\_\_) in lawful money of the United States which sum consists of the following improvements in the following amounts:

| List Required Improvements   | Amount of Improvement |
|------------------------------|-----------------------|
|                              | \$                    |
|                              | \$                    |
|                              | \$                    |
| Total Required Improvements: | \$                    |

for the payment of which sum, well and truly to be made, we, the Principal and Surety, unconditionally bind ourselves and our heirs, executors, administrators, successors and assigns jointly and severally, firmly by these presents:

WHEREAS, the Principal desires to engage in site improvement activity in accordance with a site improvement plan filed with the County on property owned by \_\_\_\_\_  
(Name of company/owner) and described as \_\_\_\_\_  
(Project Name)

\_\_\_\_\_  
(Prepared By) \_\_\_\_\_  
(Last revision date) (the "Site Plan");  
and

WHEREAS, the Principal desires the County to issue a certificate of occupancy before all improvements provided for in the Site Plan have been installed (the "Certificate of Occupancy").

NOW, THEREFORE, the condition of this obligation is such that if the County issues the Certificate of Occupancy and if the Principal within the time limit specified and in accordance with the Site Plan shall faithfully perform each and every aspect of the Site Plan, then the above obligation shall be void, otherwise, it shall be and remain in full force and effect.

Whenever the Principal shall fail, and be declared by the County to have failed to perform the work required by the Site Plan, then the Surety, upon demand by the County, shall promptly remedy default.

This bond shall terminate on the date of receipt of written notice by the Surety from the County of completion of the Site Plan. However, such termination shall not discharge the Surety from any liability previously accrued pursuant to this bond.

The Surety, for value received, stipulates and agrees that no change, extension of time, alteration or addition to the terms of the Site Plan shall in any way affect its obligation on this bond and the Surety waives notice of any such change, extension of time, alteration or addition to the terms of the Site Plan.

IN WITNESS WHEREOF, the Principal and Surety have executed this bond this \_\_\_\_\_ day  
of \_\_\_\_\_, 20\_\_\_\_.

PRINCIPAL

\_\_\_\_\_  
(Name of Company/Owner)

By: \_\_\_\_\_

Title: \_\_\_\_\_

(President or Vice President\*)

\* If Partnership, then attach a copy of the Partnership Agreement

APPROVED AS TO FORM

\_\_\_\_\_  
Assistant County Attorney

SURETY

\_\_\_\_\_  
(Name of Bonding Company)

By: \_\_\_\_\_

\_\_\_\_\_  
(Printed Name and Title)

RESIDENT VIRGINIA AGENT

\_\_\_\_\_  
(If Out of State Bonding Company)

ACKNOWLEDGMENT FOR PRINCIPAL

State of \_\_\_\_\_ County/City of \_\_\_\_\_, to-wit:

I, \_\_\_\_\_, a Notary Public in and for the County/City and State aforesaid, do certify that \_\_\_\_\_, whose name is signed to the foregoing bond, personally appeared before me in my County/City and State aforesaid and acknowledged the same to be his act and deed.

Given under my hand and seal this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary Public

My Commission expires:\_\_\_\_\_.

ACKNOWLEDGMENT FOR SURETY

State of \_\_\_\_\_ County/City of \_\_\_\_\_, to-wit:

I, \_\_\_\_\_, a Notary Public in and for the County/City and State aforesaid, do certify that \_\_\_\_\_, whose name is signed to the foregoing bond, personally appeared before me in my County/City and State aforesaid and acknowledged the same to be his act and deed.

Given under my hand and seal this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary Public

My Commission expires:\_\_\_\_\_.

NOTE: A power of attorney for the person signing as the Surety's agent must be submitted with the bond. The power of attorney must be dated on or before the date the Surety's agent signed the bond.

|                             |                       |
|-----------------------------|-----------------------|
| Address of Bonding Company: | Address of Principal: |
| Street:                     | Street:               |
| City, State, Zip:           | City, State, Zip:     |